



Office of Petitions IFW DAc/AF

Docket No.: 198164US0PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

OBLON
SPIVAK
McCLELLAND
MAIER
&
NEUSTADT
P.C.

ATTORNEYS AT LAW

RE: Application Serial No.: 09/646,880

Applicants: Pierre JEANVOINE

Filing Date: January 26, 2001

For: METHOD FOR PREPARING RAW MATERIALS
FOR GLASS-MAKING

Group Art Unit: 1731

Examiner: VINCENT, S.E.

SIR:

Attached hereto for filing are the following papers:

Petition to Withdraw from Issue Under 37 CFR §1.313(c)(2)
Copy of Request for Continued Examination filed May 24, 2004

Copy of Information Disclosure Statement filed May 24, 2004

Copy of PTO Form 1449 filed May 24, 2004

Our credit card payment form in the amount of \$130.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Customer Number

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Richard L. Treanor
Registration No. 36,379

DOCKET NO: 198164US0PCT



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

PIERRE JEANVOINE : EXAMINER: VINCENT, S.E.

SERIAL NO: 09/646,880 :

FILED: JANUARY 26, 2001 : GROUP ART UNIT: 1731

FOR: METHOD FOR PREPARING RAW
MATERIALS FOR GLASS-MAKING :

PETITION TO WITHDRAW FROM ISSUE UNDER 37 CFR§1.313(C)(2)

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Further to the Issue Fee paid on April 2, 2004, Petitioners respectfully request the Office to Withdraw the present allowed application from Issue under the provisions granted Petitioners by 37 CFR §1.313.

37 CFR §1.313(c) states:

“Once the issue fee has been paid, the application will not be withdrawn from issue upon petition by the applicant for any reason except: . . . (2) Consideration of request for continued examination in compliance with §1.114; . . .”

Concurrent with the present Petition, Applicants have filed a Request for Continued Examination in compliance with §1.114. A copy of the request for continued examination is attached for the convenience of the Petition’s Office.

If prosecution of an application is closed and a Petition under 37 CFR §1.313 is granted, an applicant may request continued examination under 37 CFR §1.114 by filing a submission and a fee. Petitioners have filed the appropriate fee set forth in 37 CFR §1.17(e)

required by 37 CFR §1.114. Further, Petitioners have filed an appropriate submission under 37 CFR §1.114(c).

37 CFR §1.114(c) states:

“A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability”

Petitioners have timely filed, with the Request for Continued Examination, an Information Disclosure Statement, which qualifies as an appropriate submission as set forth in 37 CFR §1.114(c). See above. A copy of the Information Disclosure Statement is enclosed for the convenience of the Petition’s Office. Accordingly, Petitioners have timely filed a Request for Continued Examination in compliance with §1.114 as set forth above. In accordance with 37 C.F.R. § 1.17(h) the required fee for filing this 37 C.F.R. § 1.313 Petition is included herewith and, as such, Applicants have fulfilled the requirements for filing a Petition under 37 CFR §1.313.

It is requested that the Petition be GRANTED and the references cited on the concurrently filed Information Disclosure Statement be considered.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Richard L. Treanor
Attorney of Record
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(OSMMN 08/03)

COPY**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

MAY 24 2004



IN RE APPLICATION OF: Pierre JEANVOINE

SERIAL NO: 09/646,880

GAU: 1731

FILED: January 26, 2001

EXAMINER: VINCENT, S.E.

FOR: METHOD FOR PREPARING RAW MATERIALS FOR GLASS-MAKING

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTALCOMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

This is a request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Submission required under 37 C.F.R. §1.114

Previously Submitted:

- Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on
 Consider the arguments in the Appeal Brief or Reply Brief previously filed on

Enclosed:

- Amendment/Reply
 Information Disclosure Statement (IDS) w/Attached Russian Official Action and (1) Cited Reference
 Other:

FEES	RATE	CALCULATIONS
<input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months.	\$130.00	\$0.00
<input checked="" type="checkbox"/> RCE Fee required under 37 C.F.R. §1.17(e)	\$770.00	\$770.00
<input type="checkbox"/>		\$0.00
<input type="checkbox"/>		\$0.00
TOTAL OF ABOVE CALCULATIONS:		\$770.00
<input type="checkbox"/> REDUCTION BY 50% FOR FILING AS SMALL ENTITY		\$0.00
TOTAL:		\$770.00

- A check in the amount of _____ is enclosed
 Credit card payment form is attached to cover the fees in the amount of \$770.00
 Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
 If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 CFR 1.136, and any additional fees required under 37 CFR 1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

 Richard L. Treanor
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MAY 24 2004
U.S. PATENT & TRADEMARK OFFICE**COPY****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Pierre JEANVOINE

SERIAL NO: 09/646,880

GAU: 1731

FILED: January 26, 2001

EXAMINER: VINCENT, S.E.

FOR: METHOD FOR PREPARING RAW MATERIALS FOR GLASS-MAKING

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- The applicant(s) wish to make of record the references cited on the attached Russian Office Action and cited on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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COPY

O I P E
MAY 24 2004

SHEET 1 OF 1

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 198164US0PCT	SERIAL NO. 09/646,880		
LIST OF REFERENCES CITED BY APPLICANT		APPLICANT Pierre JEANVOINE					
		FILING DATE January 26, 2001		GROUP 1731			
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES	NO	
	AO						
	AP						
	AQ						
	AR						
	AS						
	AT						
	AU						
	AV						
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)							
AW	Russian Official Action (English Translation Attached). <input type="checkbox"/>						
AX	"Tekhnlogija stekla" / "Glass Technology", edited by I.I. Kitajgorodskij, Moscow, "Gosstroyizdat" Publishing House, 1961, page 84 (English Translation Attached)						
AY							
AZ					<input type="checkbox"/> Additional References sheet(s) attached		
Examiner					Date Considered		
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							